



1. The parties have reached an amicable settlement under which the claims and counterclaims stated herein shall be dismissed, with prejudice.

2. The parties have agreed that each will pay its own attorneys' fees and costs incurred herein.

WHEREFORE, the parties respectfully request that the Court enter its Order dismissing the above-captioned action with prejudice, each party to pay its own attorneys' fees and costs, and for such other and further relief as is appropriate.

DATED: July 8, 2010.

/s/ Brent R. Cohen

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